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17 QUEEN OF THE VALLEY HOSPITAL and d/b/a  
EMANATE HEALTH INTER-COMMUNITY  
18 HOSPITAL

19 UNITED STATES DISTRICT COURT  
20 CENTRAL DISTRICT OF CALIFORNIA  
21

22 EMANATE HEALTH, a California  
non-profit public benefit corporation, et  
23 al.,

24 Plaintiffs,

25 v.

26 OPTUM HEALTH, a California  
27 corporation, et al.,

28 Defendants.

Case No. 2:23-cv-09872-MCS-SK

**PLAINTIFFS' RESPONSE TO  
DEFENDANTS' REQUEST FOR  
JUDICIAL NOTICE**

Date: April 15, 2024

Time: 9:00 a.m.

Courtroom: 7C

Judge: Mark C. Scarsi

Defendants' Request for Judicial Notice asks the Court to take judicial notice of two sets of documents: (1) the HSAs and Physician Services Agreement that contain the arbitration clauses at issue in the motion (ECF No. 30, Maddigan Decl. Exs. A-C), and (2) a pleading filed by Emanate Health in an unrelated state court lawsuit (*id.*, Ex. D).

Plaintiffs do not take issue with Defendants' Request, *except* that the versions of the contracts that Defendants attached as Exhibits A-C to the supporting Declaration of Michael D. Maddigan redacted contractual provisions that are directly relevant to the motions pending before the Court, including provisions relevant to the arbitration agreements.

Plaintiffs therefore attach as Exhibits A-C to the accompanying Declaration of Arwen R. Johnson copies of the contracts that remove the redactions from those provisions.

Dated: March 18, 2024

**KING & SPALDING LLP**

/s/ Arwen R. Johnson

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